IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.398 OF 2006

Mr. B.G. Ahuja ... Appellant

Vs.

The Executive Engineer,
National Highway Division No.V Pune
on behalf of State of Maharashtra. ... Respondent

Mr. B.G. Ahuja, appellant in person.

Mr. A.R. Patil for the respondent.

CORAM : A.M. KHANWILKAR, J.

DATED : 10TH JULY, 2006.

P.C.:-

Preliminary objection was raised on behalf of the respondent about the maintainability of this appeal from order. The appellant, who is appearing in person, fairly accepts that the remedy against the impugned order will be some other remedy and not appeal from order. In the circumstances, the appellant seeks liberty to withdraw the appeal with option to take recourse to suitable remedy as may be permissible in law. Hence, dismissed with liberty as prayed.

[A.M. KHANWILKAR, J.]